

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Brines *et al.*

Confirmation No.: 7619

Serial No.: 10/520,140

Art Unit: 1647

Filed: January 3, 2005

Examiner: Woodward, Cherie Michelle

For: TISSUE-PROTECTIVE CYTOKINES FOR
THE PROTECTION, RESTORATION AND
ENHANCEMENT OF RESPONSIVE
CELLS, TISSUES AND ORGANS

Attorney Docket No: 10165-037-999
(formerly KW00-2B02-US)

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. § 1.56 AND §1.97

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 and §1.97 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicants hereby invite the Examiner's attention to references A13-A101, B14-B71, and C118-C450 listed on the attached revised form PTO 1449 entitled "List of References Cited by Applicant."

Legible copies of References A13-A18, B14-B71, and C118-C450 are submitted herewith.

Pursuant to 37 C.F.R. § 1.98 (a)(2)(ii), copies of references A19-A101 are not submitted herewith because they are U.S. patents or U.S. patent application publications.

Attorneys for Applicants believe that the English language abstract of references B15, B25, B26, B29, B41, B70, C126, C311, C329, and C345 are sufficient for compliance with 37 C.F.R. § 1.98(a)(3). Attorneys for Applicants believe that the English language abstract included with any non-English language references submitted in this or any previously filed Information Disclosure Statements in the above-identified application are also sufficient for

compliance with 37 C.F.R. § 1.98(a)(3). Applicants will provide additional information regarding these references upon request by the Examiner.

Identification of the listed references is not meant to be construed as an admission of Applicants or Attorneys for Applicants that such references are available as "prior art" against the subject application.

Applicants respectfully request that the Examiner review the listed references and that the references be made of record in the file history of the above-identified application.

Pursuant to 37 C.F.R. § 1.97(c), since this information disclosure statement is being filed after the mailing date of a first Office Action on the merits, a fee of \$180.00 is believed to be due in connection herewith. However, should the Office determine otherwise, please charge any required fee to Jones Day deposit account no. 50-3013.

Date: December 18, 2009

Respectfully submitted,


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Enclosures